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REMARKS

Claims 1-38, 42-70, and 79 are previously canceled. Claims 39-41, 71-78, and 80 were previously presented. Accordingly, claims 39-41 and 71-78, and 80 are pending examination.

Rejection of Claim 79

Claim 79 is rejected for statutory double patenting. Claim 79 has been canceled.

Double Patenting Rejection in View of Co-pending Application No. 10/666,860

Claims 39-41 and 71-78, and 80 are provisionally rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 43-86 of co-pending Application No. 10/666,860 (the '860 application).

Because the claims of co-pending Application No. 10/665,687 have not been patented, the Applicant respectfully requests that this application be allowed to issue without the filing of a terminal disclaimer relative to the '860 application. For instance, the Applicant respectfully requests that this application be treated as the earlier filed application under the first paragraph of MPEP §804(I)(B)(1).

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CONCLUSION

The Examiner is encouraged to telephone or e-mail the undersigned with any questions.



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